

BOARD OF PUBLIC WORKS AND SAFETY
Agenda Request Form

(Form B-01-2012)

Organizations and individuals are asked to submit a request form and supporting documents to be placed on the agenda. You will be contacted by the City confirming the date of the meeting in which your request will be heard.

Please make sure that your contact information is accurate in case we need to get in touch with you. The Board of Works meets on the 1st and 3rd Monday of each month at 5:00 p.m. in City Hall located at 70 E. Monroe Street.

Date Submitted:	04/11/2016	Requested Meeting Date:	04/18/2016		
		Confirmed Meeting Date:			
Received by:					
Contact Information: Please provide all requested information in the fields below. (Print or Type)					
On Behalf of Organization or Individual:		City of Franklin			
Name:	Lynnette Gray		Telephone:	(317) 738-3365	
Title or Position:	City Attorney				
E-Mail:	lynng@jgmlawfirm.com				
Address:	63 E. Court St.				
City:	Franklin	State:	IN	ZIP:	46131
Who will attend the meeting and present the request?					
Name:	Lynnette Gray		Telephone:	(317) 738-3365	
Title or Position:	City Attorney				
E-Mail:	lynng@jgmlawfirm.com				
Please describe the purpose or title of your presentation.					
Approve Resolution recognizing service of Canine Officer; authorizing retirement; and transferring ownership of "Jary" to Officer Tim Coy of the Franklin City Police Department.					
Supporting documents: All supporting documents should be submitted with the request form.					
1. Resolution No. 16-04 Resolution Recognizing Service of Canine Officer and Authorizing Retirement					
2. Agreement to Transfer Ownership and Assign Responsibility for the Care of Canine Officer					
3. Request letter of Chief Tim O'Sullivan of the Franklin City Police Department					

Joe McGuinness
Mayor

Tim O'Sullivan
Police Chief

Chris Tennell
Deputy Police Chief

Serving with Integrity



Franklin Police Department
2801 N. Morton St.
Franklin, IN 46131

Administration: (317) 736-3670
Administration Fax: (317) 736-6840
Emergency: 911

March 24, 2016

City of Franklin
Board of Public Works & Safety
70 E. Monroe Street
Franklin, IN 46131

Re: Request to create a letter of "hold-harmless" and Retirement of the Franklin Police K9, Jary

Dear Board Members:

Officer Tim Coy attended K9 training at Vohne Liche Kennels with his partner Jary from June 20, 2005 to July 22, 2005. Jary was two years old. Jary was a dual purpose trained K9 for narcotic detection and tracking. Upon completion of training they began a tour of duty together for the Franklin Police Department until present.

Jary has served the City of Franklin with distinction for eleven years! He recently experienced some health problems and it is my request to grant a retirement for Jary effective immediately. Further, Officer Coy has asked that Jary live out his retirement with him and his family as his personal pet.

It is my recommendation that the Board approve the necessary letter so that Officer Coy may take ownership of the animal.

Respectfully,

Tim O'Sullivan
Chief of Police

**AGREEMENT TO TRANSFER OWNERSHIP AND ASSIGN RESPONSIBILITY FOR
THE CARE OF CANINE OFFICER**

Comes now the City of Franklin, by and through its Board of Public Works and Safety and Officer Tim Coy of the City of Franklin Police Department and do hereby agree as follows:

1. On April 18th, 2016 the Board of Public Works and Safety of the City of Franklin recognized the years of service of canine officer "Jary" who has served as the canine partner of Officer Tim Coy since July 22nd, 2005;

2. The Board of Public Works and Safety expressed its thanks for the service of Officer Coy and his canine partner, "Jary", and after years of service recognized that due to health concerns of the canine, continued service by "Jary" is no longer possible.

3. Pursuant to I.C. 5-22-22-8 the canine officer as property of the City of Franklin does not have any market value, although the City of Franklin did recognize the faithful service of the canine officer and the City did authorize transfer of ownership of "Jary" to Officer Coy at no market value.

4. Officer Coy agrees to provide for the care of "Jary" during the remainder of his life after retirement of the City of Franklin.

5. The parties do hereby agree that all title, ownership and authority over "Jary" shall be transferred to Officer Coy and in exchange for said transfer, Officer Coy agrees to be responsible for and hold the City harmless from any and all obligations, liability or financial responsibility for "Jary" including but not limited to responsibility for the actions of "Jary", health conditions of "Jary" and care of "Jary" from the date of this agreement forward.

All of which is **Agreed** to this _____ day of _____, 2016.

Officer, Tim Coy

CITY OF FRANKLIN, INDIANA, BY ITS BOARD OF PUBLIC WORKS AND SAFETY

Mayor Joseph E. McGuinness

Steve Barnett

Robert Swinehamer

Attest:

Jayne Rhoades, Clerk Treasurer

Date: _____

**RESOLUTION NO: 16-04
OF THE CITY OF FRANKLIN
BOARD OF PUBLIC WORKS AND SAFETY**

**RESOLUTION RECOGNIZING SERVICE OF CANINE OFFICER
AND AUTHORIZING RETIREMENT**

WHEREAS, the City of Franklin, Indiana, acting by and through its Board of Public Works and Safety (hereinafter referred to as "City") is a government organization providing services to the citizens of Franklin, Indiana; and

WHEREAS, the Franklin City Police Department is tasked with public safety duties which include but are not limited to exercising police powers for the protection of the citizens of the City of Franklin; and

WHEREAS, the Franklin City Police Department in performing its' duties utilizes the services of canine officers and in the course and scope of utilizing said canine officers, the Franklin City Police Department has a responsibility to care for, train, and adequately provide for its' canine officers; and

WHEREAS, on July 22nd, 2005 Officer Tim Coy of the City of Franklin Police Department graduated with his canine partner "Jary" from Canine School and since that time have faithfully and continuously performed their duties and dedicated their service to the citizens of City of Franklin; and

WHEREAS, after years of faithful service to the City of Franklin, health issues have arisen such that it is in the best interest of canine officer "Jary" that he be recognized for his service and permitted to retire from further active duty; and

WHEREAS, Pursuant to I.C. 5-22-22-8, the current market value of the service of the canine officer is dimenimious, although the dedicated service of "Jary" has been invaluable.

WHEREAS, it is in the best interest of the City of Franklin and its citizens that the future care, control, and supervision of "Jary" be transferred, with thanks, to Officer Tim Coy of the City of Franklin Police Department; and

WHEREAS, Office Coy has agreed to assume the responsibility care, control, and supervision of the canine officer for the remainder of "Jary's" life and that both parties believe said transfer of ownership to Officer Coy is in the best interest of the City and most importantly to "Jary".

NOW, THEREFORE, the Board of Public Works and Safety of the City of Franklin, Indiana does hereby authorize the Franklin City Police Department to take all steps necessary to transfer the care, control, authority and ownership of the canine officer, "Jary", to Officer Coy of

the City of Franklin Police Department upon agreement by Officer Coy to accept responsibility for and to hold the City harmless from the care, control and authority over said canine.

BE IT FURTHER RESOLVED that the City of Franklin by and through its Board of Public Works and Safety does hereby publicly thank Officer Coy and the canine officer "Jary" for their years of service and dedication to the citizens of Franklin and recognizes the willingness with thanks from the City, of Officer Coy to care for and maintain "Jary" during his retirement from the City of Franklin Police Department.

BE IT THEREFORE RESOLVED the City of Franklin, by and through its Board of Public Works and Safety, does hereby adopt the aforementioned as findings of fact.

INTRODUCED & APPROVED by the Board of Public Works and Safety of the City of Franklin, Johnson County, Indiana this ____ day of _____, 2016.

City of Franklin, Indiana, By its Board of Public Works and Safety:

Voting Affirmative:

Mayor Joseph E. McGuinness

Stephen Barnett

Robert Swinehamer

Voting Opposed:

Mayor Joseph E. McGuinness

Stephen Barnett

Robert Swinehamer

Attest:

Jayne Rhoades, Clerk Treasurer

Prepared by: Lynnette Gray
Attorney No.: 11567-41